

15781



ROBINSON MCFADDEN
ATTORNEYS AND COUNSELORS AT LAW

ROBINSON, MCFADDEN & MOORE, P.C.

COLUMBIA | GREENVILLE

Frank R. Ellerbe, III

1901 MAIN STREET, SUITE 1200

POST OFFICE BOX 944

COLUMBIA, SOUTH CAROLINA 29202

September 15, 2005

HAND DELIVERED

Mr. Charles Terreni
Chief Clerk of the Commission
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, SC 29210

PH (803) 778-8900 (803) 227-1112 direct
FAX (803) 252-0724 (803) 744-1556 direct
fellerbe@robinsonlaw.com

RECEIVED
PUBLIC SERVICE
COMMISSION
2005 SEP 15 PM 3:44

RECEIVED

**Re: Application of Duke Energy Corporation for Authorization to enter
into a Business Combination Transaction with Cinergy Corporation
Docket No. 2005-210-E**

Dear Mr. Terreni:

Enclosed for your filing please find the motion to substitute counsel of the Electric Cooperatives of South Carolina, Inc., Central Electric Power Cooperative, Inc., and Saluda River Electric Cooperative, Inc. in the above referenced docket. By copy of this letter we are serving the same on all counsel of record. Please stamp the extra copies provided as proof of filing and return them with our courier.

Should you need any additional information, please have someone on your staff contact me.

Yours truly,

ROBINSON, MCFADDEN & MOORE, P.C.

Frank R. Ellerbe, III

FRE/tch
Enclosures

cc/enc: Paul R. Newton, Esquire
Shannon Hudson, Staff Attorney ORS
William F. Austin, Esquire
Richard L. Whitt, Esquire
Marcus Manos, Esquire
Scott Elliott, Esquire

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

DOCKET NO. 2005-210-E

RECEIVED
2005 SEP 15 PM 3:43
SC PUBLIC SERVICE
COMMISSION

In re:

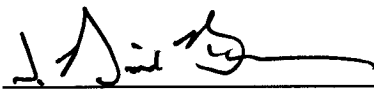
Application of Duke Energy
Corporation for Authorization
To Enter into a Business
Combination Transaction with
Cinergy Corporation

**MOTION TO SUBSTITUTE
COUNSEL**

The Electric Cooperatives of South Carolina, Inc.; Central Electric Power Cooperative, Inc.; and Saluda River Electric Cooperative, Inc. (collectively "Electric Cooperatives") move for a substitution of counsel. The Electric Cooperatives requests that Marcus J. Manos and J. David Black of Nexsen Pruet, LLC be relieved as counsel in this action and that Frank R. Ellerbe, III and Bonnie D. Shealy, Esquire, of Robinson McFadden & Moore, P.C. be substituted as the attorney of record for the Electric Cooperatives.

Dated this 15th day of September, 2005.

Nexsen Pruet, LLC



Marcus A. Manos
J. David Black
1441 Main Street, Suite 1500
Columbia, South Carolina 29202
Telephone (803) 771-8900

Robinson McFadden & Moore, P.C.



Frank R. Ellerbe, III
Bonnie D. Shealy
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, South Carolina 29202
Telephone (803) 779-8900
Facsimile (803) 252-0724
Bshealy@robinsonlaw.com

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

DOCKET NO. 2005-210-E

RECEIVED
2005 SEP 15 PM 3:43
SC PUBLIC SERVICE
COMMISSION

In Re:)
)
Application of Duke Energy)
Corporation for Authorization to)
Enter into a Business Combination)
Transaction with)
Cinergy Corporation)
_____)

CERTIFICATE OF SERVICE

This is to certify that I, Mary F. Cutler, a legal assistant with the law firm of Robinson, McFadden & Moore, P.C., have this day caused to be served upon the person(s) named below the **Motion to Substitute Counsel** in the foregoing matter by placing a copy of same in the United States Mail, postage prepaid, in an envelope addressed as follows:

Paul R. Newton, Vice President & General Counsel
Duke Energy Corporation
Post Office Box 1244
Mail Code 1244
Charlotte, NC 28201-1244

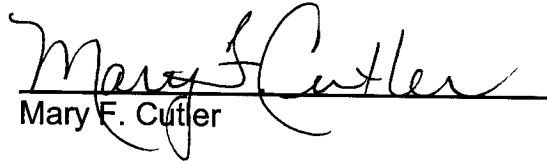
William F. Austin, Esquire
Richard L. Whitt, Esquire
Austin Lewis & Rogers, P.A.
508 Hampton Street
Columbia, SC 29201

Marcus A. Manos, Esquire
Nexsen Pruet Adams Kleemeir, LLC
Post Office Drawer 2426
Columbia, SC 29202

Shannon B. Hudson, Esquire
Office of Regulatory Staff
Post Office Box 11263
Columbia, SC 29211

Scott Elliott, Esquire
Elliott & Elliott, P.A.
721 Olive Street
Columbia, SC 29211

Dated at Columbia, South Carolina this 15th day of September, 2005.


Mary F. Cutler